

UNITED STATES DISTRICT COURT

for the

District of Nebraska

United States of America

v.

MARINO AVILA

Date of Original Judgment: 04/10/2023

Date of Previous Amended Judgment: _____

(Use Date of Last Amended Judgment if Any)

Case No: 4:21CR3036-005

USM No: 42028-059

David R. Stickman

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

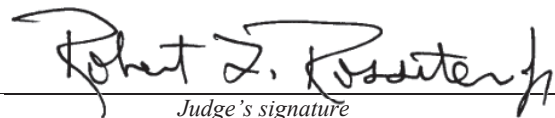
☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 27 months is reduced to 21 months.

(See Page 2 for additional parts. Complete Parts I and II of Page 2 when motion is granted)

Except as otherwise provided, all provisions of the judgment dated 04/10/2023 shall remain in effect.

IT IS SO ORDERED.

Order Date: 12/20/2023



Judge's signature

Effective Date: 02/01/2024

(if different from order date)

Robert F. Rossiter, Jr., Chief U.S. District Court Judge

Printed name and title